

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Melvyn LITTLE, et al

Application Serial No.: 09/424,705

Filed: June 2, 2000

For: **MUTATED OKT3 ANTIBODY**

Art Unit: 1644

Examiner: J. Roark

Confirmation No.: 8422

Attorney's Docket No.: 3528.0047.US00

**Notice of Appeal From the Examiner to the Board
of Patent Appeals and Interferences - Small Entity**

Mail Stop AF
Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated **September 5, 2003** that resulted in Applicant having claims that have been twice or finally rejected.

The fee (for a qualified small entity) for filing a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (37 C.F.R. § 1.17(b)), along with any necessary extension fees (37 C.F.R. § 1.17(a)), is included in our Check No. 006537. In the event that extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number **03528.0047.00US00**. A duplicate copy of this Notice is attached.

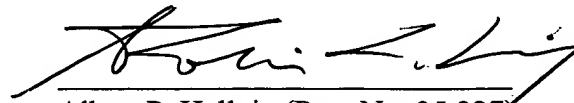
02/11/2004 AWONDAF1 00000095 09424705

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Date: February 5, 2004

Respectfully submitted,



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